## DESERVING THE TRANSIT.

Continued from Piret Page.

restion in California, made a partly successful restion, but died before his return to France. SATISPACTION FELT IN WASHINGTON. OPTAINED—TALKS WITH PROFESSOR HARKNESS AND OTHERS.
[ST TELEGRAPH TO THE TRIBUNE.]

WASHINGTON, Dec. 6,-" Yes, the great event is Washindron, Dec. 0.— 1es, the great event is and I am glad of it," said Professor Harkness, the Naval Observatory, to a Tribune correspondwho called upon him at 8 o'slock this after-"and our work has been more successful ed to be this morning. But here is imhan it promised to be this morning. But here is im-than it promised to be continued, "which I must attend to be continued, which I must attend to be continued, with some of the others per. Go and talk with some of the others and come back to me in an hour."

fessor Frisby was found in his office, his face ering a good-natured smile of welcome. "I he spished figuring," he said, "and I can give result if you want it. My time of first con.

vas 8 bours, 56 minutes and 45 seconds. The sec-1888 hours, 16 minutes and 9 seconds; the ird, 2 hours, 38 minutes and 57 seconds; and the het. 2 hours, 58 minutes and 55 seconds, Washingon mean time. Just before the firstcontact," said be Professor, "I observed a very faint indentathrough the clouds which I thought be Venus, and it proved best The definition for the first contact was pute sharp although very faint on account of the theis. It was rather cloudy at the moment. At securrence of the second contact I watched narwelly for the 'black drop,' but saw nothing of the and, no irregularities whatever. I saw nothing but the true geometrical contact for the second ob peration. That is, I saw Venus encroaching upon the 1 saw it getting more and more on until, as it same on, there was a little band of black and that kept on getting less and less until it went right

"The black drop," continued Professor Frisby, in reply to an inquiry, "is an appearance—an illugon, of course-seen upon internal contacts. It sems as if the planet when it left the outer rim of the sun to cross its face tried hard to pull the rim in after it, as if the outer blackness was of the conestency of melasses and some of it adhered to the deptraing planet.

"On account of atmospherical conditions the image was flickering in appearance, but I think the second observation was a good one. The temperature was changing and caused the flickering. Had a been steadily warm or cold for some time preriously we should not have had that appearance. The third contact was very much like the second. It was flickering in the same way, and the uncertainty was just about the same. The flickering was mill more noticeable at the fourth contact. The planet entered the sun's edge on the lower eastern ede, and moved westward and upward across its

Professor Frisby used the twenty-six-inch Equatenal, the largest telescope on the continent, and the largest but one in the world. The object glass, owever, was covered with the exception of a sixsch aperture in the centre, reducing the field of observation to that size.

Joseph A. Rogers, who has been acting as chief hotographic adviser to the Commission, and under hose supervision the photogrophic material for the several parties sent to foreign stations was prepared, also made observations through a three-inch telescope for contacts. He said: "I lost the first contact, as I suppose the other observers did. The other three contacts, and especially the two inner contacts, were fairly observed. The last one was ery uncertain." Mr. Rogers had not figured up his time, having been busy with the work of photographic observation. The photographic work was carried on under the joint supervision of Professor Harkness, who was in charge of the Washington Station, Mr. Rogers, Professor A. H. Buchannan, of Cumberland University, Lebanon, Tenn., and Lieutenant-Commander Davis, of the Navy.

Professor Harkness found himself at leisure and was preparing to go to dinner about 5 o'clock. The which had been overcast to some extent during a good part of the day had then chared up and the stars were showing up highly through the crisp, cool air of the evening. "Yes, the event is past," resumed Professor Harkness, "and another one of the kind will not occur during any lifetime-and I am glad efst. The work of preparation has been very trying and severe. Much of the executive work has en upon my shoulders, and it has kept me busy night and day.

Oh! no, we are not through, by any means, jet. Much work must be done to-night. I have not yet figured up my time of contacts, but shall less to-night. At the time of the first contact, at be minutes before 9 o'clock this morning, it was so cloudy—I was watchng through the telescope all the time -I didn't think it was possible to see the bostact with sufficient accuracy to make it worth while to take it. The second contact I got very farry at 9 hours, 16 minutes and 23 seconds, Washbyton me in time. The atmosphere was hazy, but the definition was tair. The power was about 216 an five-inch telescope. So far as the definition blewed melto judge, the contact was perfect geomettically-with no 'black drop' to be seen. But any slight shade of it that might have existed on the sups would not have been noticed on account of

"About the begining of the transit we got twelve photographs. Here is one of them. The plate is serminches square, the sun being 438 inches in ciameter and the planet about an 1s of an inch. You can see the clouds, that shaded appearance across and about the sun. We got twelve of these at the beginning of the transit, and then it got so cloudy teat we could not get any more. Then about I o'clock we began again, it having cleared up. During the next twenty-five minutes we got fortyone pictures, making a total of fifty-three. At the time of the third contact it was perfectly clear, and had the time worked out yet. The time worked out yet. The but showed saw-teeth around its limb on account of the tremulousness of the atmosphere, but that hid not interfere in any way; and so far as I could see there was no black drop at all, but there was shittle shade on the cusps. They were slightly facker than the rest of the sun. The fourth conlact I really did not get. Probably it was within than half a minute of the time of the contact bes a cloud came over the sun.

"Our pictures," continued Professor Harkness, area great deal more valuable than contact obons can be. No, our work with the transit by no means finished. In one respect it is but has began. If we work out its ultimate results within the next six years we shall be fortunate. The first object is to get the distance from the tanh to the sun more accurately than we have ever cone, but all astronomical calculations will to a arge extent be based upon the result. We shall use to measure the size of our solar system and ascertain the size and weight of the wiles which belong to it. Our immediate work in Scheetion with photographs is not inconsiderable. We have to measure them and one can make only measurements in a day. The plates have to be measured twice. Each one furnishes a day's

The correspondent then visited the dark room of the photographic building where the apparatus at exhibited. The end of a horizontal table some forty feet in length projected to the building and before it was a screen fitted into proovessoas to move laterally with the screen had an open space in the centre such as the building and before it was a screen fitted into proovessoas to move laterally with the screen had an open space in the centre such as the building and before the screen had an open space in the centre such as the screen had an open space in the centre such as the screen had an open space in the centre such as the screen had an open space in the centre such as the screen had an open space in the centre screen had a screen ha

"Would it not have been more satisfactory."

sted the correspondent, "if you had obtained a

traits number of photographs?"

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loo't now but that fifty will give us about as

captain sampson's observations were made with

o campson's observations were made with the equatorial. The mean time was as folwhich, he believes, were caused by the refraction of the planet's atmosphere.

ALBANY. Dec. 6.—R. H. Tucker, jr., the astronomodals third, 9 hours 39 minutes and 30 11-100 moodal. Captain Sampson stated that the time of the last contact was probably from twenty to this sconds too early on account of a cloud that the planet before it passed off the sun.

Captain Sampson observed the "black drop" at the end of the third contact. Captain Sampson observed the "black drop" at the end of the third contact.

Later.—At half past ten this evening Professor Harkness and Professor Buchanan were found at the Observatory, having just finished their day's labors. "I can now give you my figures," said Professor Harkness." As I told you before, owing to the obscurity, I did not make an observation of the first contact. My observation of the second contact gives 9 hours 16 minutes and 23 seconds; the next at 2 hours 89 minutes and 51 seconds. At the fourth contact a slight indentation was still visible upon the sun when the cloud came over its face, so that the contact was not observed. The two inner contacts are, however, the most important by far, and these are satisfactory in all our observations.

"The time I have given you is subject to correction. The clock errors, when worked out, may show a slight variation, but it will be only the fractional parts of a second.

"During the afternoon when it was too cloudy for photographing it was impossible to see the planet. We got some diam-

"During the afternoon when it was too cloudy for photographing it was impossible to see the planet. We got some diameters with a five inch telescope armed with double image micrometer. These are useful only in determining the size of the planet itself. The photo-heliograph by observing the stars." Professor Harkness was asked to explain the superiority of the photographic observations as compared with the observations for contact. He said in substance that the sun or any bright body looked larger to the human eye than it was in fact, and the intervening planet for the same reason was smaller in appearance. The moment of actual contact was, therefore, a thing which could not be exactly determined by observation. By the photographic process the which could not be exactly determined by cosen-vation. By the photographic process the positions of the two bodies might be determined by positions of the two bodies might be determined by measuring from centre to centre, which would, of course, be the same whether the circumference were larger or smaller in appearance than it should be. The exaggreation of the size of the sun was very noticeable in photographs. With a clear sky the sun's disc would be shown at its maximum. But let a thin cloud pass over its face and a photograph taken immediately afterward would show a considerable shrink-

The following telegrams were received by Admiral Rowan this evening:

# Madison Observatory, Wisconsin, to Amiral Rowan: The first two contact were satisfactorily observed by two different astronmers. It is now snowing hard. EDWARD S. HOLDEN. SAN ANTONIO, Tex., Dec. 6.

Cloudy in the morning at San Antonio and first two
contacts lost. Began photographing at quarter past 10.
Two hundred and four photographs taken. Last two
contacts observed.

A. HALL

CEDAR KETS, Fla., Dec. 6.—Partly cloudy this morn ing. Lost first contact by clouds. Other contacts excellent. No "black drop," Have 180 good photograpus and 150 dry plates.

J. R. EASTMAN. Professor Davidson at Fort Selden, New-Mexico, has not been heard from.

#### PRINCETON PROFESSORS SUCCESSFUL. BY TELEGRAPH TO THE TRIBUNE.

PRINCETON, N. J., Dec. 6 .- Professor Young, with large corps of assistants, watched the transit of Venus from the College Observatory. All four contacts were successfully observed, the first at 8 hours, 55 minutes and 34 seconds; the second at 9 hours, 16 minutes and 18 seconds; the third at 2 hours, 39 minutes and 28 seconds; and the fourth at 3 nours, no minutes and 14 seconds-all Washington time. One hundred and eighty-eight photographs were made, most of which are excellent. Some were blurred, however, by clouds. A complete measurement of the diameter of the planet was made by the micrometers. A careful spectroscopic examination of the planet's atmosphere showed lines of water vapor conspicuous in the spectrum. Some other unknown lines were discovered by Professor McNeal.

Professor Bracket, assisted by Dr. Libby, had harge of the photographic aparatus. The telescopic and spectroscopic instruments were under the supervision of Professor McNeal. Observations were made with twelve telescopes varying from twentythree to three inches in diameter. A reflector nine inches in diameter was fitted to project the image of the sun ou a screen, and this was managed by the practical astronomy class. A comet seeker was arranged in a simil or manner and used by the department of Civil Engineering. Observations were all made by the electrical beat furnished by the same sidereal clock. Professor Young said that by the comparison of the examinations made to day at stations widely separated on the earth's surface the distance of the sun would be determined more economically than eyer. accurately than ever.

#### YALE SCIENTIFIC MEN SATISFIED. REMARKABLY SUCCESSFUL OBSERVATIONS-OVER

150 PHOTOGRAPHS TAKEN. NEW-HAVEN. Dec. 6 .- The transit of Venus was carefully watched at the Yale Observatory. The most elaborate preparations had been made by Professor Leonard Waldo and his assistant, Professor J.E. Kersch-

ner, professor of astronomy in the Franklin and Marshall College, of Lancaster, Penn. There were five observers on duty at the beliometer at the Yale Observatory, and the operations of the complicated instrument were carefully noted. Although the observatory building itself was not com-

pleted, yet, by concentrating the energies of the o servers, they were able to complete the arrangement for the photographic and heliometric observations of the transit. The photographs were taken with the new equatorial, which had a photographic lens of about ten feet focus. Over one hundred and fifty plates, showing the whole sun with Venus on its disk, were secured. These photographs are about one-quarter the size of the Government photographs. They have a reference line photographed on ea-plate, formed by a horizontal surface each mercury. With the beliemeter a very satisfactory and complete series of measures was obtained. It includes a determination of the angles at which Venus entered and left the sun. the diameter of Venus and measures of the position of Venus during the transit—about 240 measurements in all. The heliometrical times of contact were approximately at 9 hours 7 minutes and 54 seconds for the first contact; 9 nours, 29 minutes

were approximately at 9 hours 7 minutes and 54 seconds for the first contact; 9 hours, 29 minutes and 22 seconds for the teird, and 3 hours, 12 minutes and 7 seconds for the fourth co. tact. These times are subject to a correction depending upon what phase is assumed to be the time contact of Venus with the sun.

Regular telescopic observations were secured with an eight-inch telescopic at the observatory and with the nine-inch equatorial of the Sheffield Scientific School. With this latter instrument a series of transits, about 100 in all, was obtained. The following times of contact were taken by the following gentlemen; Professor Hubert A Newton, first contact, 9 hours 9 minutes 35 seconds, 9 hours 28 minutes 59 seconds; third, 2 hours 51 minutes and from 70 19 seconds; fourth, 3 hours 12 minutes and from 24 to 33 seconds. Professor J. E. Kerschner recorded only the third and fourth contacts at 2 hours 51 minutes and 7 seconds. Professor Wison recorded the first contact at 9 hours 8 minutes and 40 seconds; the second, third and fourth were not recorded. Professor C. Lyman, of Yale College, took the third and fourth contacts at 2 hours 51 minutes and 40 seconds. Frofessor Artnur Wright, of Yale, took the third and fourth contacts at 2 hours 51 minutes and 50 seconds. Professor William Beebe, of Yale, recorded the first, third and fourth contacts at 2 hours 51 minutes and 25 seconds. Professor William H. Brewer, of Yale, recorded the first, third and fourth contacts at 3 hours 12 minutes and 25 seconds. Professor William H. Brewer, of Yale, recorded the first, third and fourth contacts at 9 hours 18 minutes and 3 hours 10 minutes and 21 seconds, 2 hours, 52 minutes and 25 seconds. Professor William H. Brewer, of Yale, recorded the first, third and fourth contacts at 9 hours 10 minutes and 21 seconds, 2 hours, 52 minutes and 30 seconds. Professor Newton said this evening that the results were remarkably successful, and that the weather was vasily more favorable than any one had reason to expect Irom its uppromi

#### OBSERVATIONS IN THIS STATE. WHAT WAS SEEN AT WEST POINT, POUGHKEEPSIE, AND OTHER POINTS.

WEST POINT, Dec. 6 .- The observations here of the first and second contacts were very good. The sidereal time of the first contact was 14 hours, 29 minutes, 43 9-10 seconds. The images of Venus and the sun were vere steady and distinct. No indication of a Venus atmosphere, nor of variation in the circumfer-ence of her disk was noticed. A veil of clouds covered

the sun during the contacts, so that a weak colored glass only was used at the eye-piece. Professor Michie sent the following dispatch at West Point to-night to Poughkeepsle : "We succeeded in get ting good observations on the third and fourth contacts at the egress. The observations of all four contacts we regard as very good. They were made by Professor Bass, who has had experience at the last transit view in New-Zealand in 1874." PHELPS, N. Y., Dec. 6 .- Professor Brooks, of the Red

House Observatory, obtained a good observation of the transit of Venus at the ingress, securing the internal contact. Drifting clouds obscured the external contacts both at the ingress and egress. Clouds also prevented the photographing of the transit, for which extensive preparations had been made, including the use of electricity for controlling the exposures. Professor Brooks discovered several faint pateness of light on Venus, which, he believes, were caused by the rafraction of the planet's atmosphere.

seen, as the sun was hid behind thick clouds. POUGHEREFSIE, Dec. 6.—At Vassar College this morning on account of clouds the first contacts of Venus with the sun at the beginning of the transit were not seen. At 28 minutes and 51 seconds after 9 o'clock Venus was seen upon the disc. Photographs were taken before 11 a.m. and at noon. The definition was good.

A dispatch from Maria Mitchell, at Vassar College, says: "The time of second internal contact of the limit of the limb of Venus with that of the sun was 2 hours, 52 minutes and 30 seconds. The last coutact was at 3 hours 13 minutes. The air was clear and the definition of the planet and the sun was excellent. We have nine photographs taken between 11h. Sm. a. m. and 1h. 55m. p. m. The negatives taken near noon are very good."

GOOD RESULTS IN PHILADELPHIA.

PHILADELPHIA, Dec. 6 .- The morning here was cloudy for observations of the transit, but a few minutes before the first contact the suu shone forth brilliantly and afforded a good view. Subsequently the atmosphere continued so hazy during the day that there was no opportunity to make either micrometic measure ments or spectroscopic observation, but both contacts were successfully observed, and Professors Snyder and Ritter obtained excellent results. Both accord in being ahead of the ephemeral time or time got by computation. Through the six-inch telescope the entire was visible at the first contact and also when half upon the limb. The effect of the atmosphere of Venus was

was visible at the first contact and also were have seen first in the form of a delicate, luminous haze around the edge of the planet while still projecting off the sun. Just before the moment of internal contact the luminous baze was exquisite. There was a decided tendency of the cusp to flash out, showing a brilliant luminosity on the dark side of the planet. The ligament, which was looked for win close scrutiny, showed their to be very indefinitely formed.

At the Central High School Observatory the four contacts were successfully observed by the director, Protessor Sayder, and by Professor Ritter, of the Nautical Almana Offlice, Washington. In addition to contact observations the following interesting phenomena were noted: The planet was observed projected on the chromosphere, both before the first and after the last contact. The ring of light due to the atmosphere of Venus was frequently visible by flashes of light around that portion of the planet which was off the sun, both at increas and at egress. Some minutes before the second contact, and also after the third contact, a bright horn shot out from the sun, part way around the planet. Just before the second contact the atmosphere of the planet was very distinctly noted.

THREE CONTACTS SEEN IN BALLIMORE.

BALTIMORE, Dec. 6 .- A party of observers on the grounds of the Johns Hopkins Hospital, under the direction of Professor Hastings, observed successfully the second, third and fourth contacts, the first being lost through clouds. Four minutes before the second contact the atmospheric ring was seen all round Venus, not-withstanding a rather hazy sky. This phenomenou was also visible during the same interval after the third con-tact, but after the fourth no trace was seen.

GREENWICH OBSERVERS DISAPPOINTED. LONDON, Dec. 6 .- Early this morning the weather in London was fine, and there were indications that the transit of Venus would be successfully observed; but the sky became overcast and some snow fell, rendering the transit totally invisible at the Greenwich Observatory. Heavy snow has fallen in several parts of the country. The transit was plainly visble at Cork.

WHAT CANADIAN ASTRONOMERS SAW. OTTAWA, Dec. 6 .- A great deal of interest was manifested in the transit of Venus, in astronomical circles to-day, and many observations were taken. At Napter Point Battery, where Mesers. Blake and Weber, of the Toronto Observatory, had enarge, precisely at :35 by a chronometer timed with the Toron'o Observaory, the silver lining gradually developed and the sun's disc was exposed through a thin cloud for a sufficient

dise was exposed through a thin cloud for a sufficient length of time to enable one to observe the contact for nearly twenty minutes. Heary clouds again obstructed the view, but at \$:55 Mr. Blake had fifteen seconds of fight, allowing him to take the time contact. No black spot or satelline was observable, the surface of the planet appearing glooular and spotiess. Mr. Blake was obliged to use the lightest shade color to get the contact, which he believes he caught within a second. The contact took place at the southeast and the planet moved in a northwesterly direction. It could be distinctly seen with the naked eye.

Lindsay Russell, surveyor General, who took observations at his house in Cooperst, with a more powerful glass, reports having observed the black drop. Shortly before noon snow began to fail.

In Montreal the weather this morning was cloudy, but about 10 a. m. the run broke through the clouds and the transit was easily observed and eagerly watched.

In Queuec the clouds prevented any observations of the first contact.

Rain fell in St. John, B., to-day. No observations were taken at the University observatory in Fredrickton on account of the bad weather.

At the time of the observations of the transit at Kingston, Ont., to-day the weather was unfavorable and the sun could only be watched through as it appeared between the clouds. Soon after the internal contact the sky became completely covered. A ring of light around Venus became completely covered. A ring of light around venus became very manifest long before the internal contact.

For later reports see Fifth Page.

## For later reports see Fifth Page.

IS IT ANOTHER MAILLARD CASE?

Della Springfield, a dressmaker, of No. 666
Sixth-ave, was arraigned in the Jefferson Market
Police Court yesterday, charged by J. Parker Pray,
a manicure, of No 42 West Twenty-third-st, with
extorting money from him under a threat of preferring a charge of seduction against him. Counsel
for the woman contended that the case was in many
respects a similar one to that of Jessie Maillard.
He said that the couns of Mr. Pray's charge was fear.
On November 20, said the couns.; Mr. Pray crimi-On November 20, said the counsil, Mr. Prav criminally assaulted Miss Springfield in his office and stiffed her cries with a hand-towel which he held over her mouth. On the following day Miss Springfield went to her counsel's office and related the facts, to which she made affidavit. The legal papers preliminary to a suit for \$10,000 damages against Mr. Pray were drawn, and Mr. Pray was informed by the counsel of the intended proceeding. After hearing several witnesses Justice Ford dismissed the complaint against the woman. Her counsel said that the suit for damages against Mr. Pray would be begun at once. On November 20, said the counsil, Mr. Pray crim Pay would be begun at once.

## MADAME ALBANPS VISIT

Commander Gye, of the Royal Navy, who is now on a visit to this country, said to a Tribune reporter last night, that his sister-in-law, Madame Albani, would leave England for this country on December 30 and arrive here either the Sth or 9th of January. She will sing here in a concert of the New York Symphony Society on the 13th. She will then go to Chicago, where Colonel Mapleson's Opera Company will then be singing, and join them. Subsequently she will return to this city and sing in opera. While in this country she will probably sing in "Louengrin," "The Flying Dutchman," "Rigoletto," "Metistofele," "Faist," "La Sonnambula," "I Puritani," "La Traviata" and "Martha." A steamer conveying her friends and a band of music will go down the bay the night before the arrival of the steamer, and will greet Madame Albani with fireworks and music. A serenade has been composed by Arditi for this occasion.

## BUNNING AWAY INVOLUNTARILY.

Charles T. Foster, of the firm of Foster, Richardson & Co., commission merchants at No. 155 Cham-bers-st., disappeared from this city on Inesday at ternoon, November 28. For four days no trace of bers-st., disappeared from this city on Inesday atternoou, November 28. For four days no trace of
him could be found. On the following Saturday he
returned to his home at No. 152 Hooper-st., Brooklyn, and related the story of his strange disappearance. He had been seized by an uncontrollable de
sire to go somewhere. He took the Pennsylvania
Railroad to Philadelphia, and thence went to Cincinnati. There his will-power returned, and realizing his condition, he came back to New-York at
once. Dr. Leighton, of Brooklyn, pronounced the
case one of nervous prestration.

## FOR THE BENEFIT OF A HOSPITAL.

An amateur theatrical performance was given last eve ing in Chickering Hall for the benefit of the hospital of the New-York Medical College and Hospital for Women, by the alumni, assisted by students of the college. The programme consisted of the play "Metella." recutations by Professor of the play "Metella." recitations by Professor Thomas F. Wilford, the sleep walking scene from "Macbeth," and a farcical extravaganza, "Mrs. Dr. Magruder's Lecture Room." The receipts above the expenses are thought to be about \$1,000.

## SELLING VALUABLE BOOKS.

The sale of a large collection of valuable books was begun last evening by George A. Leavitt & Co., at Clinton Hall. The collection consisted of the works of celebrated painters; etchings, engravings, Bible prints; works on ornamental and decorative works of celebrated painters; etchings, engravinus, Bible prints; works on ornamental and decorative arts, sculpture, etc. There was a fair attendance of buyers, but the prices realized were very low. In all, 188 lots were disposed of for several thousand dollars. The sale will be continued this evening.

## THE SHREWSBURY RIVER POLLUTION.

FREEHOLD, N. J., Dec. 6.-The judges of the Monmouth County courts have granted a rule reoutring the Sea Bright Fishery, John H. Megill, William H. Cooper, George B. Saudt, Mifflin Paul, Hilburn Rosevelt. Charles H. Dederer and A. H. West, all of Sea bright to show cause why they should not plead to the presentment found against them by the last Grand Jury. This presentment charged the defendants with polluting the South Strewsbury River with offensive sewerage. The rule is returnable December 15.

## CANAL NAVIGATION CLOSED.

ALBANY, Dec. 6 .- Auditor Place has received telegram from Syracuse stating that navigation is nearly clear, and another from Roonester saying that lee is forming and that no boats were in motion between there and Buffalo. There are only four boats on the can al. They are leaded with stone and are at Rochester.

## THE COURTS.

THE LEVERICH WILL CONTEST. The trial of framed issues to determine the question of the validity of the will of the late William H. Leverich was begun yesterday before Justice Dono-hue and a jury in the Supreme Court. The case presents some remarkable features. Mr. Leverich, the decedent,

hue and a jury in the Supreme Court. The case presents some remarkable features. Mr. Leverich, the decedent, died in this city in 1868, leaving an estate of nearly half a million. If he had died without a will the property would have gone to his brother Augustus A. Leverich, who was the only surviving member of the family. The will in question, however, was soon after Mr. Leverich, who was the only surviving member of the family. The will in question, however, was soon after Mr. Leverich death offered for probate by Mrs. Ann Dominick, a woman about seventy-three years of age, and a boarding-house keeper with whom the decedent had been living for several years. By this will the house and lot at No. 65 Perry-st., in this city, with all its furniture, etc., was given to Mrs. Dominick. The romainder of the estate was divided equally between Mrs. Dominick and Augustus A. Leverich.

The latter promptly contested the will, both on the ground of the mental incapacity of his brother at the time of execution and also on the ground of undee influence by Mrs. Dominick. The decedent, according to the statements of Mr. Leverich and his witnesses, was born in Georgia, and in 1844 the two brothers and their mother came to this city. On the death of the mother her large estate descended to her two sons. Augustus A. Leverich was then living in Williamsburg and asked his bachelor brother to come and live with him. He refused and for several years he was lost to the sight of his relatives. An advertisement finally appeared in the newspapers addressed to William H. Leverleh. "his executors or administrators." This led Ingustus A. Leverleh to institute a thorough search for his brother. He was finally tracked to the house of Mrs. Dominick at No. 65 Perry-st. Augustus A. was not able to see his brother, but he learned that he had been living with Mrs. Dominick of dissipation, his brother claims, and was set reely ever free from the Influence of Houer. He was supplied with millimited quantities of liquor. It was obtained by the punt o

the statements of Mr. McKee the testator was vomi and in great pain when he received the instructions i him as to the will. The next day the brother was for and a few hours after his arrival the testator d He was put under the influencee of morphine a hours after the will was signed and so remained u he died.

hours after the will was signed and so remained and he died.

Burrogate Caivin when the will was offered upon the evidence before him refused to admit the will to probate, holding both that Mr. Leverich's mind had been impaired by drink and that he was unduly influenced by Mrs. Dominick and members of her family to make the will in her favor. The case was afterward taken to the General Term of the Supreme Court. Without expressing any opinion upon the main issues that Court held that they were questions which should be passed upon by a jury and accordingly they were sent down to be tried before Justice Donohue at this term. The only witness called yesterday was T. J. McKee, who drew the will. He will be cross-examined to-day. Mr. McKee appears as the attorney for Mrs. Donninck. S. M. & D. E. Meeker are the attorneys for Mr. Leverich. Henry L. Clinton and Cornelius A. Runkle appear as counsel for Mr. Leverich. for Mr. Leverich.

### NEW LAW FOR BANKERS.

Judge Sedgwick and a jury in the Superior Court had a case before them yesterday of importance to dealers in bonds. The suit was for the value of two Oblo and Mississippi coupon bonds. The Northampton Bank sued A. M. Kidder & Co., the admittedly innocent possessors of the two bonds which were stolen in the great robbery where the burglars got about \$2,000,000. Stockbrokers generally have claimed, and the Stock Ex-Stockbrokers generally have claimed, and the Stock Exchange is understood to have ruled, that there is no disputing the title of the later holder in good faith of such bonds, even though they had been stolen. Peckham and Tyler, the bank's attorneys, claimed that a default in the payments to the sinking fund and a default in the payments of interest made those bonds no longer negotiable bonds and that the original holder, the bank, could recover against anybody found in possession. The Court ruled substantially so and ordered a verdiet for the planniff. This is a test case which affects the status of many bends stelen from the Northampton Bank and later purchased by different bankers of this city.

### CIVIL NOTES.

Enos C. McDowell recovered a verdict of \$5,000 against the Second Avenue Railroad Company, the United States Circuit Court yesterday, for injuries

In the case of Ellen Hunt who sued the New-York, New-Haven and Hartford Railroad Company for \$5,000 because of the loss of her husband, who was run over and killed, at Rye, Westebester County, the lary were anable to agree and were discharged by Judge Wallace in the United States Circuit Court yesterday.

Collector Robertson was the defendant in a suit before Judge Coxe and a jury in the United States Circuit Court yesterday. Alois Diefenbach sued the Collector to recover alleged excessive duties paid on the importation of some church statuary. He claimed that importation is some climbal and the rate of duty should only have been 10 per cent ad valorem while the Collector, classifying the statuary as manufactured from inheral substances, collected 40 per cent ad valorem. The jury gave a verdict against the Government for \$1.785. There are other suits of a similar should display through about \$8.000.

## THE COURT OF APPEALS.

ALBANY, Dec. 6 .- In the Court of Appeals day-present, the Hon. Charles Andrews, C. J., and nasociates—the following dustiness was transacted:
No 340—Ellen Urquhart, respondent, agt the City of Ogdensburg, appellant. Argued.
No 304—Abiel Stodaard and others, administrators, etc.,
appellants, agt. James M. Galfor and others, respondents—
submitted.
No 384—The Corn Exchange Bank, respondent, agt. the
Nassan Bank, appellant—Argument unfinished.
The day calendar for Thursday, December 7. is as follows: Nos 20, 370, 323, 324, 320, 394, 395 and 396.

#### UNITED STATES SUPREME COURT. WASHINGTON, Dec. 6 .- The following business was transacted in the Supreme Court of the United

assignee-Passed.
No. 119-1he Sun Mutual Insurance Company agt. the Ocean Insurance Company—Argument begun.

COURT CALENDARS-DECEMBER 7. calendar.
NPLEAS-TRIAL TERM-PART I-Held by Beach. J.hase on—No day calendar.

PART II—Held by Van Brunt, J.—Nos. 1141, 2283, 2052

PART II—Held by Van Brunt, J.—Nos. 1141, 2283, 2052

4469, 1245, 2290, 2434, 2460, 2182, 2096, 1919, 2440, 2458, 4469, 127, 1807, 2192, 2190, 1227, 2403.

PART III—Held by C. P. Daly, C. J.—Nos. 2453, 1029, 2507, 1151, 2314, 2492, 2493, 2516, 2517, 2518, 2520, 2521, 2522, 2324, 2493, 2516, 2517, 2518, 2520, 2521, 2522, 2523, 2524, 25 2623, 2524.

BURROGAT'S COURT—Held by Rollins, S.—Will of Catharine
Kolb at 10 a. m.; motion calendar called at 11 a. m.; will of
William H. Vessey at 2 p. m.

### THE COOPER INSANITY CASE. The commissioners appointed to try the

question of the sanity of Henry Prouse Cooper held another session yesterday. L. J. Phillips, a real estate broker, testified that he had had a business transaction with Mr. Cooper, who in his opinion, formed at the time, was " not quite right." L. C. Nash, a clerk in Howard & Co. 's, stated facts about a bill of lewelry bought by Mr. Cooper. John H. Reynolds testified that he was the cashier of Mr. Cooper's down-town shop. He had been be cashier for thirteen years. He had known Mr. Cooper for twenty years. When Mr. Cooper came home from Europe in 1881 the witness met him at the pier. Mr. Cooper asked the witness if he knew why he had employed a certain cut.er. The witness said he supposed it was because the cutter was a good workman posed it was because the cutter was a good workman.

"Not at all," replied Mr. Cooper; "it is because if President Garfield dies he is the only man who can cut for General Arthur, and without that where would we be?" The witness thought that some of Mr. Cooper's real estate transactions were very unwise and crippled his legitimate business. In December, 1881, the witness monthe receipt of a telegram from Mr. Cooper went to Mr. Cooper's house, Mr. Cooper was in a bad condition. He could not be made to believe that he had a cent in the world. In fact he was worth \$100,000. He was greatly depressed and in distress about the future of his wife and family. The witness said he never sa w Mr. Cooper "what you might call drunk." He had seen him under the influence of liquor, but never so that he could not attent to business. A few days later he saw Mr. Cooper again. Mr. Cooper was in a deplorable condition, almost in a "supor." Some time later the witness remonstrated with Mr. Cooper in regard to his ortravagance. Mr. Cooper replied that he intended "to get more of everythin,." Mr. Cooper allowed bills against him to accumulate. This was something new on his part. He expressed his determination to make his fortune as the Astors had done, by dealing in real estate. The wittess said that Mr. Cooper s business liabilities amounted to about \$40,000. There would be coming in Not at all," replied Mr. Cooper; "it is because if Pres The wit neas said that Mr. Cooper's business liabilities amounted to about \$40,000. There would be coming in to him in January about \$70,000 The value of the stook on hand was worth about \$35,000. His private debts amounted to about \$14,000.

On cross-examination the witness was shown a paper signed by hitchesif and all Mr. Cooper's clerks on Nov-

ember 2, 1882, in which the opinion is expressed that Mr. Cooper is perfectly able to manage his own business. The witness said he signed the paper to please Mr. Cooper. He did not serior sly indorse its contents. The examination was adjourned until Monday.

## A FIRE-PROOF STORAGE WAREHOUSE.

A new storage warehouse is being built at Lexington-ave, and Forty-second-st. by the Manhattan Storage Company. It is an odd-looking building, with neavy round corners and barred windows, which give it the appearance of a prison. This warehouse will have a frontage of 200 feet in Lexington-ave., extending from Forty-first-st. to Forty-second-st., and will be eight stories high. In some respects it will be different from any storage warehouse in the city. It is designed to be entirely fire-proof, and, it is said, there will not be s square foot of wood used in the entire building. The only materials used will be bricks, fron and cement. The only materials used will be bricks, from and cement. The offices of the company and the safes for the storage of valuables will be in the corner at Lexing on-ave, and Forty-second-t. One of the novel features of the house will be a driveway running through the middle of it from Forty-first to Forty-second-st. Here there will be four large elevators for hoisting leaded trucks to the floors above. There are to be a number of apartments on each floor wind with thick walls between them; there will be only one window in each apartment. The floors throughout will be made of coment. The estimated cost of the building is \$500,000. It will be completed in March or April. March or April.

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Wednesday, Dec. 20, 1 a. m.

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 FRANCE
 P. D'Hauterive
 Wednesday
 Dec. 20. 12 mon.

 ST. LAURENT
 Sevan
 Wednesday
 Dec. 27. 630 a. m.

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NEVADA Saturday, Dec. 30 9 a m. ARIZONA Tuesday, Jan 9,5 a m. 17 These steamers are built of iron, in water-light compartments, and are furnished with every requisite to make the passage across the Atlantic both safe and agreeable, having bath-room, smooting-room, drawing-room, plane and library: also experienced sargeon, stewardess and caterer on each steamer. The state-rooms are all upper deck, thus insuring those greatest of all luxuries at sea, perfect ventilation and light.

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